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PATENT ATTORNEY DOCKET NO. 44921-5004 US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)
Yatindra PRASHAR et al.	)
Application No.: <b>09/674,607</b>	) Group Art Unit: 1634
Filed: November 14, 2001	) Examiner: Carla J. Myers
For: A Process to Study Change in Gene Expression in T Lymphocytes	)

Commissioner of Patents and Trademarks U.S. Patent and Trademark Office Customer Window Randolph Building 401 Dulany Street Alexandria, VA 22314

Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Office Action or a Notice of Allowance. The Commissioner is hereby authorized to charge \$180.00 as specified by § 1.17(p) to **Deposit**Account No. 50-0310, for this Information Disclosure Statement under the provisions of 37 C.F.R. § 1.97(c).

A copy of the listed documents is attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

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This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: March 14, 2005

By:

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INFORMATION DISCLOSURE		Attorney Docket N 044921-5004-US	Attorney Docket No.		Application No. <b>09/674,607</b>					
STATEMENT OF E		\	Applicants: Yatindra PRASHAR et al.							
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(Use several sheets if necessary)  PTO Form 1449		Filed: November	Filed: November 14, 2001		Group Art Unit: 1634					
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*Examiner		Document				Sub				
Initial	-	Number	Date	Name	Class	Class	Filing Date			
	1.	5,721,351 A	2/24/98	LEVINSON	536	23.4				
	FOREIGN PATENT DOCUMENTS									
				ATENT DOCUMEN		Sub	Translation			
		Document Number	Date	Country	Class	Class	Yes No			
		OTHER DOCUME	NTS (Includi	ng Author Title Dat	Partinent	Pages Ftc.)	<u> </u>			
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	2.	Bleackley et al. Database GENESEQ Online – Derwent Publications Ltd; Human cytotoxic cell protease- 1 coding sequence 11 Oct. 1991(XP002300560 Database accession no. AAQ12864) abstract								
	3.	Heller et al., 1997, Proc. Natl. Acad. Sci. USA, 94: 2150-2155.								
	4.	Hillier et al. Database EMBL Online – EBI; generation and analysis of 280,000 human expressed sequence tags 29 Dec 1995 (XP002300557 Database accession no. N23262) abstract								
	5.	Hillier et al. Database EMBL Online – EBI; soares ovary tumor Cdna (homo sapiens) 25 May 1997 (XP002300556 Database accession no. AA428024) abstract								
	6.	Hillier et al. Database EMBL Online – EBI; Stratagene pancreas Homosapiens cDNA; EST 19 Jan. 1997 (XP002300558 Database accession no. AA160698) abstract								
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	10.	Ong et al. Database EMBL Online – EBI; homo sapiens HNK-1 sulfotransferase Mrna 10 March 1998 (XP002300554 Database accession no. AF033827) abstract								
	11.	Schena M. et al., 1996, Proc. Natl. Acad. Sci. USA, 93: 10614-10619.								
	12.	Sedlak, 1997, Genetic Engineering News, pp. 1, 14, 34								
	13.	Supplementary European Search Report (pp. 1-4)								
Examiner: Date Considered:										
Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.										